



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Robert M. FOSTER et al.

Application No.: 10/686,702

Filed: October 17, 2003

For: KEG TOPPING DEVICE

Confirmation No.: 8799

Art Unit: 3611

Examiner: Cassandra Davis

Attorney Dkt. No.: 026079-00001

PAPER REGARDING OFFICE COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 31, 2006

Sir:

In response to the Office communication dated January 20, 2006, the Applicants submit the following:

The Office communication stated that the reply filed on December 27, 2005, was not fully responsive because the Applicants did not identify the species that is elected consonant with the required listing of all claims readable thereon. The Applicants respectfully submit that the Office did not issue an Election of Species Requirement in this application and that the Applicants did not file a reply on December 27, 2005. As such, the Office communication was issued in error. In a telephone conference with the Examiner on January 29, 2006, the Applicants confirmed that the Office communication was in error. Therefore, the Applicants respectfully request withdrawal of the Office communication.

In the event this paper is not considered to be timely filed, the Applicants respectfully petition for an appropriate extension of time. Any fees for such an extension, together with any additional fees that may be due with respect to this paper, may be charged to Counsel's Deposit Account No. 01-2300 **referencing Attorney Docket No. 026079-00001.**

Respectfully submitted,



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